

Faila, K.

MEMO ENDORSED

EVAN SPENCER, ESQ.
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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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TED DIMOND, and others similarly situated,

Plaintiffs,

- against -

DARDEN RESTAURANTS, INC., *et al.*

Defendants.

Case No. 1:13-CV-5244 (KPF)

NOTICE OF DISMISSAL

Pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, plaintiff Ted Dimond, by his attorney Evan Spencer, Esq., hereby voluntarily dismisses Defendants Hilton Worldwide, Inc, New York Midtown Hilton, Host Hotels & Resorts, Inc., Starwood Hotels and Resorts, Inc., W Hotel Restaurants, TGIFriday's, Masa, Tao Group, and Planet Hollywood, Inc. from this action without prejudice and without costs.

Dated: August 26, 2013
New York, New York

Respectfully submitted:



Evan Spencer, Esq.

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Attorney for Plaintiffs

August 27, 2013

SO ORDERED.



HON. KATHERINE POLK FAILLA
UNITED STATES DISTRICT JUDGE